

**Maryland Board of Pharmacy  
Public Board Meeting**

**Meeting Minutes**  
**Date: April 20, 2016**

<b>Name</b>	<b>Title</b>	<b>Present</b>	<b>Absent</b>	<b>Present</b>	<b>Absent</b>
<b>Board Committee</b>					
Ashby, D.	Commissioner	X		3	1
Bouyoukas, S.	Commissioner	X		4	
Gavgani, M. Z.	Commissioner/President	X		3	1
Jones, David H.	Commissioner/Secretary	X		4	
Peters, R.	Commissioner	X		3	1
Robinson, T.	Commissioner	X		3	1
Rochester, C.	Commissioner		X	2	2
Roy, S.	Commissioner		X	2	2
Smith, J.	Commissioner/Treasurer	X		4	
St. Cyr, II, Z. W.	Commissioner	X		4	
Yankellow, E.	Commissioner	X		3	1
Zagnit, B.	Commissioner	X		4	
<b>Board Counsel</b>					
Bethman, L.	Board Counsel	X			
Felter, B.	Staff Attorney	X			
<b>Board Staff</b>					
Speights-Napata, D.	Executive Director	X			
Ennels, S.	Deputy Director of Operations	X			
Wu, Y.	Compliance Manager	X			
Page, A.	Executive Administrative Associate	X			
Waddell, L.	Administration and Public Support Manager	X			
Vacant	Legislation/Regulations Manager				
Johnson, J.	MIS Manager	X			

Subject	Responsible Party	Discussion	Action Due Date (Assigned To)	Results
<b>I. Executive Committee Report(s)</b>	<b>A.) M. Gavgani, Board President</b>	<p><i>Members of the Board with a conflict of interest relating to any item on the agenda were advised to notify the Board at that time or when the issue was addressed in the agenda.</i></p> <ol style="list-style-type: none"> <li><b>The meeting was called to order at 9:32 AM.</b></li> <li><b>M. Gavgani welcomed all guests and reminded them to sign in on the sheet provided and indicate if they wanted to receive CE credits for attendance of today's meeting. The President also informed guests that a copy of the meeting's agenda was available and should be returned at the end of the meeting.</b></li> <li><b>M. Gavgani requested the Board commissioners and staff members introduce themselves.</b></li> </ol>		
	<b>B.) D. Jones, Secretary</b>	<ol style="list-style-type: none"> <li><b>Review and approval of March 2016 Public Meeting Minutes.</b></li> </ol>	4. Motion to approve March 2016 Public Meeting Minutes by J. Smith, 2 <sup>nd</sup> by T. Robinson.	4. The Board voted to approve this motion.
<b>II. A. Executive Director Report</b>	<b>D. Speights-Napata, Executive Director</b>	<ol style="list-style-type: none"> <li> <b>Operations Update</b>   <b>Personnel Update</b>  <b>Financial Disclosures due from all commissioners</b> </li> <li> <b>Meetings Update</b>   <b>NABP Annual Conference</b>  <b>MPhA Meeting in Ocean City</b> </li> </ol>		

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<b>B. Operations Report</b>	<b>S. Ennels, Deputy Director of Operations</b>	<b>1. APS Unit Updates</b>  <b>FY16 Budget Report</b>  <b>2. Data Integrity Unit Updates</b>  <b>3. MIS Unit Updates</b>  <b>Online Renewal Update</b> <b>Josette Towles and BithGroup Update</b> <b>New MIS System Update</b>																																					
<b>C. Licensing</b>	<b>Y. Wu, Compliance Manager</b>	<b>1. Unit Updates</b> <b>2. Monthly Statistics</b> <table border="1"> <thead> <tr> <th>License Type</th><th>New</th><th>Renewed</th><th>Reinstated</th><th>Total</th></tr> </thead> <tbody> <tr> <td>Distributor</td><td>17</td><td>12</td><td>0</td><td>1085</td></tr> <tr> <td>Pharmacy</td><td>36</td><td>123</td><td>0</td><td>2086</td></tr> <tr> <td>Pharmacist</td><td>69</td><td>375</td><td>0</td><td>10934</td></tr> <tr> <td>Vaccination</td><td>36</td><td>5</td><td>0</td><td>4198</td></tr> <tr> <td>Pharmacy Intern - Graduates</td><td>0</td><td>0</td><td>0</td><td>32</td></tr> <tr> <td>Pharmacy Intern - Students</td><td>46</td><td>0</td><td>0</td><td>626</td></tr> </tbody> </table>	License Type	New	Renewed	Reinstated	Total	Distributor	17	12	0	1085	Pharmacy	36	123	0	2086	Pharmacist	69	375	0	10934	Vaccination	36	5	0	4198	Pharmacy Intern - Graduates	0	0	0	32	Pharmacy Intern - Students	46	0	0	626		
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			Pharmacy Technician	209	319	4	9326		
<b>D. Compliance</b>	<b>Y. Wu, Compliance Manager</b>	<b>1. Unit Updates</b> <b>2. Monthly Statistics</b> <b>Complaints &amp; Investigations:</b>  New Complaints - 46 Resolved (Including Carryover) – 36 Final disciplinary actions taken – 0 Reversals – 0 Summary Actions Taken – 4  <b>Inspections:</b>  Total - 162 Annual Inspections - 145 Opening Inspections - 4 Closing Inspections - 3 Board Special Investigation Inspections – 9 Division of Drug Control Closing Inspections – 1							
<b>E. Legislation &amp; Regulations</b>	<b>K. Neville, Boards and Commissions Legislative Liaison</b>	2016 Legislative update  <i>K. Neville thanked Board of Pharmacy staff and commissioners for assisting her in what she needed during the legislative session.</i>  Session ended on Monday, April 11, 2016  HB 117/SB69 passed  HB217 passed and will go into effect October 1, 2016							

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		<p>HB245/SB310 passed legislation, there is no effective date at this time</p> <p>PDMP Law modifications passed</p> <p>HB752/SB647 passed</p> <p>HB1632 did not pass</p> <p>HB1482/SB898 did not pass</p> <p>HB1362 did not pass</p> <p>HB1418/SB898 did not pass</p> <p>HB1462/SB614 passed and was added to the list of “bills of concern” for a possible veto by the Governor</p> <p>SB17 passed</p> <p>HB1193/SB67 did not pass</p> <p>SB1083 did not pass</p> <p><i>D. Jones and Z. St. Cyr, II thanked K. Neville for all of her services to the Board of Pharmacy during the 2016 Legislative Session. It was a difficult task to take on and she has done a great job.</i></p>		
<b>III. Committee Reports</b> <b>A. Practice Committee</b>	<b>D. Jones, Chair</b>	<b>MedStar Kiosk</b>  MedStar Kiosk Response	Motion to approve response as prepared by committee, 2 <sup>nd</sup> by B. Zagnit.	The Board voted to approve this motion.

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		<p><b>Ahold, Inc.</b></p> <p>Ahold, Inc. Response</p> <p><b>Physician Medication Order Forms</b></p> <p>Physician Medication Order Forms Response</p> <p><b>Accreditation Commission for Health Care</b></p> <p>Accreditation Commission for Health Care Response</p>	<p>Motion to approve response as prepared by committee, 2<sup>nd</sup> by J. Smith.</p> <p>Motion to approve response as prepared by committee, 2<sup>nd</sup> by D. Ashby.</p> <p>Motion to approve response as prepared by committee, 2<sup>nd</sup> by D. Ashby.</p>	<p>The Board voted to approve this motion.</p> <p>The Board voted to approve this motion.</p> <p>The Board voted to approve this motion.</p>
<b>B. Licensing Committee</b>	<b>J. Smith, Chair</b>	<p><b>1. Review of Pharmacist Applications:</b></p> <p>a. <b>A. Beyene</b> – Applicant is requesting the Board to use documents from his expired applications for a new application.  <u>Licensing Committee's recommendations:</u> Deny the request.</p> <p><b>2. Review of Pharmacy Intern Applications:</b></p> <p>a. <b>A. Shkera</b>– Applicant is requesting the Board to waive FPGE. He passed the FPGE and TOEFL.  <u>Licensing Committee's recommendations:</u> Deny the request, must obtain FPGE.</p> <p><b>3. Review of Pharmacy Technician Applications: NONE</b></p>	<p>1a. Motion by committee to deny request, 2<sup>nd</sup> by D. Ashby.</p> <p>2a. Motion by committee to deny request, 2<sup>nd</sup> by D. Ashby.</p>	<p>1a. The Board voted to approve this motion.</p> <p>2a. The Board voted to approve this motion.</p>

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		<p><b>4. Review of Distributor Applications:</b></p> <p>a. <b>VaxServe, Inc. (C. Massoudi)</b> – Permit holder submitted application and fees in December 2015 and is requesting a refund for the reinstatement fees.  <u>Licensing Committee's recommendations:</u> Deny the request.</p> <p><b>5. Review of Pharmacy Applications:</b></p> <p>a. <b>Goot Nursing Home Pharmacy, Inc. d/b/a PharMerica</b> – Applicant submitted a pharmacy application, however, it will not be dispensing or shipping drugs into MD. It will act as an after-hours call center for the current PharMerica Pharmacy located in MD.  <u>Licensing Committee's recommendations:</u> Deny. No permit is needed as they will not dispense or ship drugs into MD.</p> <p>b. <b>Santa Monica Health Services</b> - Pharmacy application expired on 03/17/2015 and is requesting an extension.  <u>Licensing Committee's recommendations:</u> Deny the request.</p> <p><b>6. Review of Pharmacy Technicians Training Programs: NONE</b></p> <p><b>7. New Business:</b></p>	<p>4a. Motion by committee to deny request, 2<sup>nd</sup> by D. Ashby.</p> <p>5a. Motion by committee to deny request, 2<sup>nd</sup> by D. Ashby.</p> <p>5b. Motion by committee to deny request, 2<sup>nd</sup> by D. Ashby.</p>	<p>4a. The Board voted to approve this motion.</p> <p>5a. The Board voted to approve this motion.</p> <p>5b. The Board voted to approve this motion.</p>

Subject	Responsible Party	Discussion	Action Due Date (Assigned To)	Results
		<p>a. <b>Howard County Fire Department (M. Lepore)</b> – Fire Department is inquiring if a permit is needed in order for them to manufacture and distribute Medical Grade Oxygen for the use on all their ambulances, fire apparatus, and emergency staff vehicles.  <u>Licensing Committee's recommendations:</u> No permit is needed.</p> <p>b. <b>Add-on Carpenter</b> – Requesting an extension of pharmacy technician registration for another period after reinstating in February 2016 with an expiration date of May 2016.  <u>Licensing Committee's recommendations:</u> Deny the request.</p>	<p>7a. Motion by committee to that no permit is needed.</p> <p>7b. Motion by committee to deny request, 2<sup>nd</sup> by D. Ashby.</p>	<p>7a. The Board voted to approve this motion.</p> <p>7b. The Board voted to approve this motion.</p>
<b>C. Public Relations Committee</b>	<b>B. Zagnit, Chair</b>	<b>Public Relations Committee Update</b> Winter/Spring newsletter has been released.		
<b>D. Disciplinary</b>	<b>T. Robinson, Chair</b>	<b>Disciplinary Committee Update</b> <i>None at this time</i>		
<b>E. Emergency Preparedness Task Force</b>	<b>S. Roy, Chair</b>	<b>Emergency Preparedness Task Force Update</b> <i>No report at this time.</i>		
<b>IV. Other Business &amp; FYI</b>	<b>M. Gavgani, President</b>			
<b>V. Adjournment</b>	<b>M. Gavgani, President</b>	<b>M. Gavgani asked for a motion to close the Public Meeting at 10:34 AM and open a Closed Public Session for the purpose of engaging in medical</b>	Motion by B. Zagnit to close the April 2016 Public Board Meeting, 2 <sup>nd</sup> by S. Bouyoukas.	The Board voted to approve this motion.



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		<p>review committee deliberations regarding confidential information in applications in accordance with the Open Meetings Act, General Provisions Article, Section3-305 (b) (7) and (13).</p> <p>At 10:43 AM, M. Gavgani convened a Closed Public Session for the purpose of engaging in medical review committee deliberations regarding confidential information in applications in accordance with the Open Meetings Act, General Provisions Article, Section3-305 (b) (7) and (13).</p> <p>The Closed Public Session was adjourned at 11:26 AM and immediately thereafter, D. Jones convened an Administrative Session for purposes of discussing confidential disciplinary cases. With the exception of cases requiring recusals, the Board members present at the Public Meeting continued to participate in the Administrative Session.</p>		